

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ROBERT KURT SCHERER,

Plaintiff,

v.

HOME DEPOT U.S.A., INC., KRAUSE,
INC., and DOES 1-100,

Defendants.

No. CIV.S. -04-0109 DFL GGH

NOTICE OF STIPULATION TO AMEND
DEADLINE TO EXCHANGE AND
OBJECT TO EXHIBITS

Orig. Compl. Filed: January 15, 2004
Am. Compl. Filed: August 17, 2004
Trial Date: October 30, 2006

PLEASE TAKE NOTICE that all parties to the above action hereby formally stipulate, agree, and approve the following changes to the deadline by which to exchange and object to each parties exhibits that will be used in the trial of this matter¹:

Exchange of Exhibits	October 25, 2006 at 10:00 a.m.
Service of Written Objections to the Exhibits	October 26, 2006 at 12:00 p.m.
Meet and Confer Telephone Conference	October 26, 2006 at 3:00 p.m.
Filing of Objections Including Basis for Objection	October 27, 2006, close of business

DATED: October 17, 2006

LAW OFFICES OF ELLEN C. DOVE

By: /s/ Ellen Dove (approved 10/17/06)

Ellen C. Dove
Attorneys for Plaintiff
ROBERT KURT SCHERER

¹ Please note that this Stipulation is necessary as Defendants Home Depot U.S.A., Inc. and Krause, Inc. objected to the Pre-Trial Conference Order on June 1, 2006 as Judge Levi continued the trial of this matter until October 30, 2006. Since an amended Order was not issued, the parties met and conferred in an effort to relieve the Court of the duty to set such deadlines. This Stipulation in no way changes the duties of the parties set forth in Judge Levi's Pre-Trial Conference Order and merely resets the deadline by which the parties must respond.

NOTICE OF STIPULATION TO AMEND DEADLINE 1 NO. CIV.S.-04-0109 DFL GGH
TO EXCHANGE AND OBJECT TO EXHIBITS

1 DATED: October 17, 2006

SHEPARD & HAVEN

2 By: /s/ Ronald R. Haven (approved 10/17/06)

3 RONALD R. HAVEN

Attorneys for Defendant KRAUSE, INC.

4 DATED: October 17, 2006

BURNHAM BROWN

5 By: /s/ Allyson Cook

6 ALLYSON E. COOK

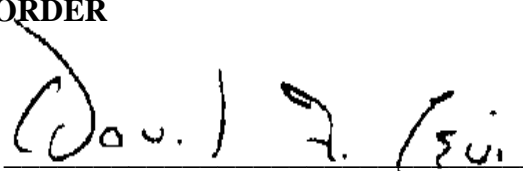
7 Attorneys for Defendant

HOME DEPOT U.S.A., INC.

9 **ORDER**

10 IT IS SO ORDERED

11 Dated: 10/24/2006

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14 DAVID F. LEVI

15 United States District Judge